

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
MACON DIVISION**

TIMOTHY MARVIN FRICKS

Plaintiff,

VS.

STEVE UPTON, *et al.*,

Defendants.

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NO. 5:10-CV-458 (MTT)

**Proceedings Under 42 U.S.C. §1983
Before the U.S. Magistrate Judge**

ORDER

On June 21, 2011, Defendant Steve Upton filed a Waiver of Reply in the above-captioned case. Doc. 14. After review of the Complaint (Doc.1), it appears that the Plaintiff has a reasonable opportunity to prevail on the merits. Accordingly, Defendant Upton is hereby ordered to file an answer and/or motion to dismiss on or before Tuesday, July 19, 2011.

SO ORDERED, this the 21st day of June, 2011.

s/ Charles H. Weigle
Charles H. Weigle
United States Magistrate Judge